

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
SEPTEMBER 25, 2007
MINUTES**

ROLL CALL	A.	The regular meeting of the Common Council was held on September 25, 2007 and called to order at 6:30 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Hammelman, Kosovich and Skowronski. Excused was Alderman Sohns. Also present were City Engineer Bennett, Director of Administration Lubarda, City Attorney Wesolowski and City Clerk Wesolowski.
CITIZEN COMMENT	B-1.	Citizen comment period was opened at 6:32 p.m. and closed at 7:05 p.m.
ANNOUNCEMENTS	B-2a.	Mayor Taylor noted a letter of congratulations received from Congressman Paul Ryan on City of Franklin being named one of the top 100 Best Places to Live in America.
MINUTES- 09/11/07	C-1.	Alderman Skowronski moved to approve minutes of the regular meeting of September 11, 2007 as presented. Seconded by Alderman Olson. All voted Aye; motion carried.
LETTERS AND PETITIONS	E-1.	Mayor Taylor noted a letter from Randy Ritter regarding City Development and Planning Department staffing.
CONSENT AGENDA		Alderman Olson requested that Item F-1.b. be removed from the consent agenda. Alderman Skowronski then moved to approve the following consent agenda items:
STREET LIGHT INSTALLATION- RIVER PARK ADDITION #2	F-1a.	Authorize the City Engineer to sign a street light appendix with WE Energies for the installation of one (1) streetlight, 150 watt high pressure sodium on one fiberglass pole, at a cost of \$8,400.34 to be billed to the developer and the developer is responsible for the restoration and erosion control. Light is to be installed at the street intersection located at River Park Court and S. 56 th Street;
RES. 2007-6337 EASEMENT S. 68 TH STREET TO OAK LEAF TRAIL	F-1c.	Adopt Resolution 2007-6337, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A PATH ACCESS EASEMENT, S. 68 TH STREET TO OAK LEAF TRAIL. Approval of consent items seconded by Alderman Hammelman. All voted Aye; motion carried.
POLICE OFFICER RESIDENCY REQUIREMENT EXTENSION OF TIME	F-1b.	Alderman Skowronski moved to approve the request from Police Officer Steven M. Rabinovich for a 6-month extension of time to meet his residency requirement. Seconded by Alderman Solomon. All voted Aye; motion carried.

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| RES. 2007-6338
EASEMENTS-
SHOPPES AT
WYNDHAM
VILLAGE | F-2. | Alderman Solomon moved to adopt Resolution 2007-6338, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT PERMANENT SANITARY SEWER, STORM SEWER, WATER MAIN AND RETENTION POND EASEMENTS FOR THE SHOPPES AT WYNDHAM VILLAGE, subject to technical corrections by the City Attorney. Seconded by Alderman Kosovich. All voted Aye; motion carried. |
| RES. 2007-6339
ACCESS EASEMENT-
SHOPPES AT
WYNDHAM
VILLAGE | F-3. | Alderman Solomon moved to adopt Resolution 2007-6339, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A FLOATING ACCESS EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE MEC HOLDINGS I, LLC CERTIFIED SURVEY MAP FOR THE SHOPPES AT WYNDHAM VILLAGE (SOUTHEAST CORNER OF HWY 100 AND WEST DREXEL AVENUE) (WYNDHAM VILLAGE RETAIL, LLC), subject to technical corrections by the City Attorney. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| RES. 2007-6340
CONSERVATION
EASEMENT-
SHOPPES AT
WYNDHAM
VILLAGE | F-4. | Alderman Solomon moved to adopt Resolution No. 2007-6340, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE MEC HOLDINGS I, LLC CERTIFIED SURVEY MAP FOR THE SHOPPES AT WYNDHAM VILLAGE (SOUTHEAST CORNER OF HWY 100 AND WEST DREXEL AVENUE) (WYNDHAM VILLAGE RETAIL, LLC), subject to technical corrections by the City Attorney. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| W. DREXEL AVE.
RECONSTRUCTION | F-5. | Alderman Solomon moved to grant general acceptance of the right-of-way plat and to refer the right-of-way plat for the reconstruction of W. Drexel Avenue from W. Loomis Road (STH 36) and S. Lovers lane Road (STH 100) to the Board of Public Works and Plan Commission. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| SENIOR TRAVEL
PROGRAM UPDATE | F-6. | Ms. Shirley Bird of the Franklin Senior Citizens presented a travel program update for January 2007 through August 2007. |
| PROPERTY
ACQUISITION &
SPECIAL
ASSESSMENT-
ST. JAMES
CATHOLIC
CONGREGATION | F-7.
F-8.
F-9. | Alderman Hammelman moved to table the following with direction that a meeting be scheduled with the City Engineer, City Attorney, Alderman Hammelman, Mayor Taylor, Ted Grintjes and St. James Church, with the use of an appraiser at a cost not to exceed \$2,000: Ordinance No. 2007-1924 to amend the Municipal Code as it pertains to the deferment of special assessments to provide a deferment of special assessments levied for property zoned I-1 Institutional District where the assessments arise from a work of improvement which divides the property and Resolution No. 2007-6341 a final resolution directing installation |

CONTINUED-
ORD. 2007-1924
DEFERMENT-
SP, ASSESSMENTS
AND
RES. 2007-6341
FINAL RESOLUTION

of, payment and levy of special assessment for installing sanitary sewer and water main and laterals on S. 31st Street from 2200 feet north of W. Drexel Avenue to 700 feet north of W. Minnesota Avenue to the property bearing Tax Key No. 761-9955-001 at 7219 South 27th Street (St. James Catholic Congregation). Seconded by Alderman Skowronski. All voted Aye; motion carried.

AMEND UDO
REZONING-
O'MALLEY
DEVELOPMENT LLC

F-10.

Alderman Skowronski moved to deny the application to rezone the property located at approximately 7543 S. North Cape Road (O'Malley Development, LLC, applicant) for the reasons expressed by the Plan Commission. Seconded by Alderman Olson. Alderman Skowronski withdrew his motion and Alderman Olson withdrew his second.

ORD. 2007-1925
REZONING-
O'MALLEY
DEVELOPMENT LLC

Alderman Skowronski then moved to refer the following ordinance back to Planning Department for review and input from Fire and Engineering Departments and the Franklin Public School Superintendent with the proviso that the developer sign an extension letter prepared by the City Attorney: Ordinance No. 2007-1925 to amend the Unified Development Ordinance (zoning map) to rezone a certain parcel of land from R-2 Estate Single-Family Residence District to R-3 Suburban/Estate Single-Family Residence District (O'Malley Development, LLC, applicant) (approximately 7543 South North Cape Road). Seconded by Alderman Solomon. All voted Aye; motion carried.

PRELIMINARY PLAT
ESTATES OF ST.
MARTINS
SUBDIVISION
(O'MALLEY
DEVELOPMENT LLC)

F-11.

Alderman Skowronski moved to refer the preliminary plat for the Estates of St. Martins Subdivision, located at approximately 7543 S. North Cape Road (O'Malley Development, LLC, applicant) back to the Planning Department for review and input from Fire and Engineering Departments and the Franklin Public School Superintendent with the proviso that the developer sign an extension letter prepared by the City Attorney. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2007-6342
NAME CHANGE
CARLETON CREEK
CONDO.
DEVELOPMENT

F-12.

Alderman Skowronski moved to adopt Resolution 2007-6342, A RESOLUTION TO AUTHORIZE THE CHANGE OF NAME OF THE CARLETON CREEK CONDOMINIUMS DEVELOPMENT PROJECT TO "WOODLAND PRAIRIE CONDOMINIUMS". Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2007-6343
COUNTY LAND
INFORMATION
OFFICE ROUTING

F-13.

Alderman Hammelman moved to adopt Resolution 2007-6343, A RESOLUTION REQUIRING THE ROUTING OF ALL GEO-REFERENCED SUBDIVISION PLATS AND CERTIFIED SURVEY MAPS TO THE COUNTY LAND INFORMATION OFFICE UPON APPROVAL. Seconded by Alderman Olson. All voted Aye; motion carried.

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| RES. 2007-6344
CONTRACT AWARD
2007 PAVEMENT
MARKING PROGRAM | F-14. | Alderman Olson moved to adopt Resolution 2007-6344, A RESOLUTION AWARDING BID TO THE LOWEST BIDDER FOR THE 2007 PAVEMENT MARKING PROGRAM IN THE CITY OF FRANKLIN to Crowley Construction Corporation in the amount of \$31,280.00. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| RES. 2007-6345
MUNICIPAL
PARTICIPATION
AGREEMENT CABLE
LEGISLATION
GROUP | F-15. | Alderman Hammelman moved to adopt Resolution 2007-6345, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AND DELIVER A MUNICIPAL PARTICIPATION AGREEMENT FOR FORMATION OF CABLE LEGISLATION GROUP. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| LICENSES AND
PERMITS | H-1. | <p>Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:</p> <p>Operator License to Susan M. Syvock, 1912 N. 119th Street, Wauwatosa with warning letter from City Clerk; Rodney L. Thomas, 6344 S. 35th Street; Donald E. Wick, 3205 W. Central Avenue; Jamie L. Budny, 1900 E. Euclid Avenue, Milwaukee; Brian J. Fischer, 1861 W. Puetz Road, Oak Creek; Katherine L. Garcia Salgado, 4601 Park Court; Danielle Martin, 3431 S. Honey Creek Court, Milwaukee; Lariss R. Moon, 4909 W. Minnesota Avenue; Fidel Morales-Macedo, 1817 S. Seventh Street, Milwaukee; Angie M. Steeves, 2131 W. Bolivar Avenue, Milwaukee and Micah E. Voisin, 3810 S. 23rd Street, Milwaukee;</p> <p>and also moved to hold Operator License for Tracy L. Mischuk, 10205 W. Plumtree Circle #206, Hales Corners subject to appearing before the License Committee and Brenda A. Trolinger, 2821 E. Bellevue Place, #6, Milwaukee subject to appearing before the License Committee;</p> <p>and also to deny refund of Class B Reserve fee to GUS' Mexican Cantina, LLC, Gus Hosseini, Agent, 6514 S. Lovers Lane Road, based upon those specified standards in the ordinance not having been met which might otherwise allow someone to obtain a grant or refund of the \$10,000.00. Seconded by Alderman Solomon. All voted Aye; motion carried.</p> |
| VOUCHERS AND
PAYROLL | I-1. | <p>Alderman Hammelman moved to approve net City vouchers in the range of Nos. 122147 through 122329 in the amount of \$1,974,728.60. Seconded by Alderman Kosovich. On roll call, all voted Aye; motion carried.</p> <p>Alderman Kosovich moved to approve the net City payroll of September 14, 2007 in the amount of \$321,653.76. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.</p> |

ADJOURNMENT

J.

Alderman Olson moved to adjourn the meeting at 9:30 p.m. Seconded by Alderman Hammelman. All voted Aye; motion carried.